

and informs the applicant of any information required to complete the application. If the FAA cannot review an accepted application because of lack of information or for any other reason, the FAA will toll the 180-day or 120-day review period until the FAA receives the information it needs or the applicant resolves the issue.

(c) *Notice.* If the FAA does not make a decision within 120 days of receiving an accepted license application or within 90 days of receiving an accepted permit application, the FAA informs the applicant, in writing, of any outstanding information needed to complete the review, or of any issues that would affect the decision.

[Doc. No. FAA-2006-24197, 72 FR 17018, Apr. 6, 2007]

§ 413.17 Continuing accuracy of application; supplemental information; amendment.

(a) An applicant must ensure the continuing accuracy and completeness of information furnished to the FAA as part of a pending license or permit application. If at any time the information an applicant provides is no longer accurate and complete in all material respects, the applicant must submit new or corrected information. As part of this submission, the applicant must recertify the accuracy and completeness of the application under § 413.7. If an applicant does not comply with any of the requirements set forth in this paragraph, the FAA can deny the license or permit application.

(b) An applicant may amend or supplement a license or permit application at any time before the FAA issues or transfers the license or permit.

(c) Willful false statements made in any application or document relating to an application, license, or permit are punishable by fine and imprisonment under section 1001 of Title 18, United States Code, and by administrative sanctions in accordance with part 405 of this chapter.

[Doc. No. FAA-2006-24197, 72 FR 17018, Apr. 6, 2007]

§ 413.19 Issuing a license or permit.

After the FAA completes its reviews and makes the decisions required by

this chapter, the FAA issues a license or permit to the applicant.

[Doc. No. FAA-2006-24197, 72 FR 17019, Apr. 6, 2007]

§ 413.21 Denial of a license application.

(a) The FAA informs an applicant, in writing, if it denies an application and states the reasons for denial.

(b) If the FAA has denied an application, the applicant may either:

(1) Attempt to correct any deficiencies identified and ask the FAA to reconsider the revised application. The FAA has 60 days or the number of days remaining in the review period, whichever is greater, within which to reconsider the decision; or

(2) Request a hearing in accordance with part 406 of this chapter, for the purpose of showing why the application should not be denied.

(c) An applicant whose license application is denied after reconsideration under paragraph (b)(1) of this section may request a hearing in accordance with paragraph (b)(2) of this section.

[Amdt. 413-03, 64 FR 19614, Apr. 21, 1999, as amended by Amdt. 413-9, 72 FR 17019, Apr. 6, 2007]

§ 413.23 License or permit renewal.

(a) *Eligibility.* A licensee or permittee may apply to renew its license or permit by submitting to the FAA a written application for renewal at least 90 days before the license expires or at least 60 days before the permit expires.

(b) *Application.* (1) A license or permit renewal application must satisfy the requirements set forth in this part and any other applicable part of this chapter.

(2) The application may incorporate by reference information provided as part of the application for the expiring license or permit, including any modifications to the license or permit.

(3) An applicant must describe any proposed changes in its conduct of licensed or permitted activities and provide any additional clarifying information required by the FAA.

(c) *Review of application.* The FAA reviews the application to determine whether to renew the license or permit for an additional term. The FAA may incorporate by reference any findings

that are part of the record for the expiring license or permit.

(d) *Renewal of license or permit.* After the FAA finishes its reviews, the FAA issues an order modifying the expiration date of the license or permit. The FAA may impose additional or revised terms and conditions necessary to protect public health and safety and the safety of property and to protect U.S. national security and foreign policy interests.

(e) *Denial of license or permit renewal.* The FAA informs a licensee or permittee, in writing, if the FAA denies the application for renewal and states the reasons for denial. If the FAA denies an application, the licensee or permittee may follow the procedures of § 413.21 of this part.

[Doc. No. FAA–2006–24197, 72 FR 17019, Apr. 6, 2007]

PART 414—SAFETY APPROVALS

Subpart A—General

Sec.

414.1 Scope.

414.3 Definitions.

414.5 Applicability.

414.7 Eligibility.

Subpart B—Application Procedures

414.9 Pre-application consultation.

414.11 Application.

414.13 Confidentially.

414.15 Processing the initial application.

414.17 Maintaining the continued accuracy of the initial application.

Subpart C—Safety Approval Review and Issuance

414.19 Technical criteria for reviewing a safety approval application.

414.21 Terms and conditions for issuing a safety approval; duration of a safety approval.

414.23 Maintaining the continued accuracy of the safety approval application.

414.25 Safety approval records.

414.27 Safety approval renewal.

414.29 Safety approval transfer.

414.31 Monitoring compliance with the terms and conditions of a safety approval.

414.33 Modification, suspension, or revocation of a safety approval.

414.35 Public notification of the criteria by which a safety approval was issued.

Subpart D—Appeal Procedures

414.37 Hearings in safety approval actions.

414.39 Submissions; oral presentations in safety approval actions.

414.41 Administrative law judge's recommended decision in safety approval actions.

AUTHORITY: 51 U.S.C. 50901–50923.

SOURCE: Docket No. FAA–2005–21332, 71 FR 46853, Aug. 15, 2006, unless otherwise noted.

Subpart A—General

§ 414.1 Scope.

This part establishes procedures for obtaining a safety approval and renewing and transferring an existing safety approval. Safety approvals issued under this part may be used to support the application review for one or more launch or reentry license requests under other parts of this chapter.

§ 414.3 Definitions.

Safety approval. For purposes of this part, a safety approval is an FAA document containing the FAA determination that one or more of the safety elements listed in paragraphs (1) and (2) of this definition, when used or employed within a defined envelope, parameter, or situation, will not jeopardize public health and safety or safety of property. A safety approval may be issued independent of a license, and it does not confer any authority to conduct activities for which a license is required under 14 CFR chapter III. A safety approval does not relieve its holder of the duty to comply with all applicable requirements of law or regulation that may apply to the holder's activities.

(1) Launch vehicle, reentry vehicle, safety system, process, service, or any identified component thereof; or

(2) Qualified and trained personnel, performing a process or function related to licensed launch activities or vehicles.

Safety element. For purposes of this part, a safety element is any one of the items or persons (personnel) listed in paragraphs (1) and (2) of the definition of “safety approval” in this section.

§ 414.5 Applicability.

This part applies to an applicant that wants to obtain a safety approval for